



**RECEIVED  
CENTRAL FAX CENTER**

**MAR 10 2004**

**Law Offices  
CAESAR, RIVISE, BERNSTEIN, COHEN & POKOTILOV, LTD.**  
Patents, Trademarks & Copyrights  
12th Floor - Seven Penn Center  
1635 Market Street  
Philadelphia, PA 19103-2212  
(215) 567-2010  
Fax: (215) 751-1142

**OFFICIAL**

*Alan H. Bernstein  
Stanley H. Cohen  
Manny D. Pokotilov  
Barry A. Stein  
Marlin L. Faigus  
Eric S. Marzlyf  
Robert S. Silver  
Michael J. Berkowitz*

*Scott M. Slomowitz\*  
Mona Gupta  
David M. Tener  
Salvatore R. Guerriero\*  
James J. Kozuch  
William J. Castillo†  
Frank M. Linguiti*

*Gary A. Greene  
Michael J. Cornelison  
Bruce J. Chavan  
Marina E. Voltn\*  
Kevin A. Keeling  
Lynn E. Terrebonne‡  
Marc B. Bassler*

*A.D. Caesar  
(1901-1995)  
Charles W. Rivise  
(1900-1951)  
Counsel, Allan H. Fried  
\* also admitted to practice in NJ  
† Admitted only in NJ and NY  
‡ Admitted only in Louisiana*

**FACSIMILE COVER SHEET**

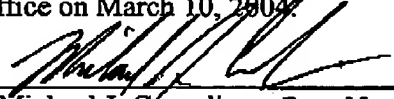
March 10, 2004

TO: Examiner: Rodney Evan Fuller  
Group Art Unit: 2851  
U.S. Patent and Trademark Office  
FACSIMILE NO.: (703) 872-9306  
FROM: Michael J. Cornelison, Esq.  
NO. of PAGES: 12 (Including Cover)  
Our Reference No.: B1180/20003

**IF YOU DO NOT RECEIVE ALL THE PAGES INDICATED ABOVE, PLEASE CALL US BACK AS SOON AS POSSIBLE. This transmittal contains PRIVILEGED AND CONFIDENTIAL information intended only for the use of the addressee. If you are not the intended recipient, you are hereby notified that any dissemination or copying is strictly prohibited. If you have received the transmission in error, please call us immediately by telephone (collect) and we will make arrangements with you to have the original facsimile returned to us at our expense. Thank You.**

**FACSIMILE TRANSMISSION CERTIFICATION**

I hereby certify that this correspondence (including the attached Amendment and Transmittal Form) regarding the application identified below, is being transmitted via facsimile to the United States Patent and Trademark Office on March 10, 2004.

  
Michael J. Cornelison, Reg. No. 40,395

First Named Inventor: Günter FUHR

Serial No: 09/889,908

Group Art Unit: 2851

Filed: December 12, 2001

Examiner: Rodney Evan Fuller

Att. Docket No.: B1180/20003

Confirmation No.: 2975

For: METHOD AND DEVICE FOR DETECTING MICROSCOPIC OBJECTS

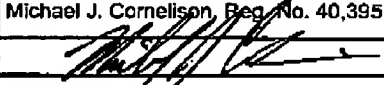
Substitute PTO/SB/21 (08-03)

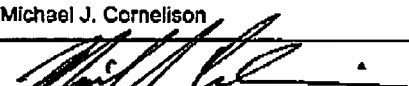
Approved for use through 08/30/2003. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/889,808	
	Filing Date	December 12, 2001	
	First Named Inventor	Gunter FUHR	
	Art Unit	2851	
	Examiner Name	Rodney Evan Fuller	
Total Number of Pages in This Submission	12	Attorney Docket Number	B1180/20003

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 <input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Facsimile Transmission Cover Sheet
Remarks  The Office is authorized to charge or credit our Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd. (Customer No. 03000)	
Signature		
Date	03/10/2004	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Michael J. Cornelison	
Signature		Date 03/10/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

MAR 10 2004

OFFICIAL

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

First Named Inventor: Günter FUHR

Serial No: 09/889,908

Group Art Unit: 2851

Filed: December 12, 2001

Examiner: Rodney Evan Fuller

Att. Docket No.: B1180/20003

Confirmation No.: 2975

For: METHOD AND DEVICE FOR DETECTING MICROSCOPIC OBJECTS

AMENDMENT

Mail Stop NON-FEE AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated December 11, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.